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Sullivan, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DATE FILED: 1/14/08

NIPPONKOA INSURANCE COMPANY
LIMITED - US BRANCH,

07 Civ. 9579 (RJS)

Plaintiff,

- against -

**STIPULATION AND
ORDER OF DISMISSAL**

RAIL EXPRESS, INC. d/b/a REX
TRANSPORTATION COMPANY,

Defendant.

The matter in dispute having been settled, it is hereby STIPULATED and
AGREED, by and between the respective undersigned counsel for all parties, that all claims in
the above-entitled action are hereby DISMISSED, with prejudice and without costs.

DATED: Rye, New York
January 11, 2008

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SO ORDERED:


UNITED STATES DISTRICT JUDGE
1/14/08